

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

LINDY STOKER and JAMES YARBROUGH, §
on Behalf of Themselves and All Others §
Similarly Situated, §
§
Plaintiffs, §
§
v. § Case No. CV 05-10064 (RGS)
§
JAMES B. HAWKES, SAMUEL L. HAYES, §
III, WILLIAM H. PARK, RONALD A §
PEARLMAN, NORTON H. REAMER, LYNN §
A STOUT, EATON VANCE CORP., BOSTON §
MANAGEMENT AND RESEARCH; §
ATLANTA CAPITAL MANGAMENT CO, §
LLC, and JOHN DOES NO. 1 THROUGH 100 §
§
Defendants. §

NOTICE OF DISMISSAL

Pursuant to Fed. R. Civ. 41(a), plaintiffs hereby dismiss this action, which has not been

certified as a class action, without prejudice.

Dated: April 5, 2005

Respectfully Submitted,

/s/David Pastor

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